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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.	
10/623,406	07/18/2003	HanCheng Hsiung	5760-12400	5760-12400 5015	
35690	7590 08/31/2006		EXAM	EXAMINER	
MEYERTONS, HOOD, KIVLIN, KOWERT & GOETZEL, P.C.			LU, CHARLES EDWARD		
700 LAVACA, SUITE 800 AUSTIN, TX 78701		ART UNIT	PAPER NUMBER		
,			2163		
			DATE MAILED: 08/31/2006		

Please find below and/or attached an Office communication concerning this application or proceeding.

Advisory Action Before the Filing of an Appeal Brief

Application No.	Applicant(s)	•
10/623,406	HSIUNG ET AL.	
Examiner	Art Unit	
Charles E. Lu	2163	
Offaries E. Eu	= 100	

	Charles E. Lu	2163						
The MAILING DATE of this communication appe	ars on the cover sheet with the c	orrespondence add	ress					
THE REPLY FILED 16 August 2006 FAILS TO PLACE THIS A	PPLICATION IN CONDITION FOR	ALLOWANCE.						
. The reply was filed after a final rejection, but prior to or on the same day as filing a Notice of Appeal. To avoid abandonment of this application, applicant must timely file one of the following replies: (1) an amendment, affidavit, or other evidence, which places the application in condition for allowance; (2) a Notice of Appeal (with appeal fee) in compliance with 37 CFR 41.31; or (3) a Request for Continued Examination (RCE) in compliance with 37 CFR 1.114. The reply must be filed within one of the following time periods:								
a) The period for reply expires 3 months from the mailing date of the final rejection. b) The period for reply expires on: (1) the mailing date of this Advisory Action, or (2) the date set forth in the final rejection, whichever is later. In								
no event, however, will the statutory period for reply expire later than SIX MONTHS from the mailing date of the final rejection. Examiner Note: If box 1 is checked, check either box (a) or (b). ONLY CHECK BOX (b) WHEN THE FIRST REPLY WAS FILED WITHIN TWO MONTHS OF THE FINAL REJECTION. See MPEP 706.07(f).								
Extensions of time may be obtained under 37 CFR 1.136(a). The date on which the petition under 37 CFR 1.136(a) and the appropriate extension fee have been filed is the date for purposes of determining the period of extension and the corresponding amount of the fee. The appropriate extension fee under 37 CFR 1.17(a) is calculated from: (1) the expiration date of the shortened statutory period for reply originally set in the final Office action; or (2) as set forth in (b) above, if checked. Any reply received by the Office later than three months after the mailing date of the final rejection, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b). NOTICE OF APPEAL								
 The Notice of Appeal was filed on A brief in comp filing the Notice of Appeal (37 CFR 41.37(a)), or any exte a Notice of Appeal has been filed, any reply must be filed 	nsion thereof (37 CFR 41.37(e)), to	avoid dismissal of th	ns of the date of e appeal. Since					
AMENDMENTS								
 The proposed amendment(s) filed after a final rejection, (a) ☐ They raise new issues that would require further co (b) ☐ They raise the issue of new matter (see NOTE below) 	nsideration and/or search (see NO		ecause					
(c) They are not deemed to place the application in be appeal; and/or	• •	ducing or simplifying	the issues for					
(d) They present additional claims without canceling a NOTE: (See 37 CFR 1.116 and 41.33(a)).		ected claims.						
4. The amendments are not in compliance with 37 CFR 1.1		mpliant Amendment	(PTOL-324).					
5. Applicant's reply has overcome the following rejection(s)		·						
 Newly proposed or amended claim(s) would be all non-allowable claim(s). 	·	•	•					
7. For purposes of appeal, the proposed amendment(s): a) how the new or amended claims would be rejected is pro The status of the claim(s) is (or will be) as follows: Claim(s) allowed: Claim(s) objected to: Claim(s) rejected: 1-20. Claim(s) withdrawn from consideration:		ll be entered and an e	explanation of					
AFFIDAVIT OR OTHER EVIDENCE								
8. The affidavit or other evidence filed after a final action, but because applicant failed to provide a showing of good an was not earlier presented. See 37 CFR 1.116(e).								
9. The affidavit or other evidence filed after the date of filing entered because the affidavit or other evidence failed to of showing a good and sufficient reasons why it is necessar	overcome <u>all</u> rejections under apper y and was not earlier presented. S	al and/or appellant fa ee 37 CFR 41.33(d)(ils to provide a 1).					
10. ☐ The affidavit or other evidence is entered. An explanatio REQUEST FOR RECONSIDERATION/OTHER	n of the status of the claims after e	ntry is below or attact	ned.					
11. The request for reconsideration has been considered but	it does NOT place the application in	n condition for allowar	nce because:					
12. Note the attached Information Disclosure Statement(s). (PTO/SB/08 or PTO-1449) Paper No(s) 13. Other:								

Continuation Sheet (PTO-303)

Application No.

NOTE:

Arguments regarding the 35 U.S.C. 101 rejection appear to be persuasive.

New limitations in the claims change the scope of the invention and will require further search and consideration.

DON WONG

SUPERVISORY PATENT EXAMINER TECHNOLOGY CENTER 2100